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OCTOBER 8, 2013](#)



LEROY D. BACA, SHERIFF

County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169



September 24, 2013

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

**REPORT BACK ON THE IMPLEMENTATION PLAN TO TRANSFER INMATES TO
FIRE CAMPS AND THE TAFT COMMUNITY CORRECTIONAL FACILITY AND THE
IMPACT ON M-7 INMATES (BOARD AGENDA 9/17/2013, ITEM S3)**

During the September 17, 2013, Board meeting, the Sheriff was requested to report back on an implementation plan that will transfer inmates to fire camps and the Taft Community Correctional Facility (CCF) with the objective of increasing the percentage of time served by the M-7 inmate population. The Board also requested information on the availability of other CCFs to contract with Los Angeles County (County).

FIRE CAMP AND TAFT CCF INMATE TRANSFER IMPACT ON M-7 POPULATION

On September 17, 2013, the Board approved an agreement with the California Department of Corrections and Rehabilitation (CDCR) to provide security and housing for up to 528 County inmates within the County's fire camps. A separate Board letter has been submitted requesting approval of an agreement with the city of Taft to provide security and housing for a maximum of 512 inmates within their CCF. Initiation of the fire camp transfers and approval of the Taft agreement is contingent upon the Board's review of this implementation plan.

Attachment 1 reflects the estimated fire camp and Taft CCF inmate transfer timetable and the impact it will have on increasing the percentage of time served by M-7 inmates.

A Tradition of Service

COMMUNITY CORRECTIONAL FACILITIES STATUS

In conjunction with the Chief Executive Office (CEO), the Los Angeles County Sheriff's Department (Department) contacted several CCFs and inquired on their current availability to contract with the County. The CCFs contacted were those the Department was in dialogue with in 2012, including the cities of Taft, Shafter, Delano and Coalinga. Each of these cities had previously been under contract with the CDCR. Additionally, the Department was recently contacted by the Lassen County Sheriff's Department, who solicited the availability of beds for contract.

Listed below is a current status for each of the aforementioned entities, in contracting preference order:

City of Taft: The city of Taft has been in formal negotiations with CDCR for the past few months. In August of 2012, the Taft City Council had signed an agreement for services with the County; however, the Department asked the item be removed from the Board's agenda at that time and the agreement was not executed.

As requested by the Board, the CEO and County Counsel have reviewed the agreement and made updates to the standard contracting provisions and clarification of the pricing schedule. There is no change to the original financial terms of the agreement. Taft has provided tentative approval of the County's ministerial changes. It is anticipated the amended contract could be signed by city officials shortly after the Board's approval. The first 250 inmates can be delivered to the Taft CCF 45 days following the County's formal agreement of the terms. The balance of inmates (approximately 262) would be delivered after an additional 30 days.

City of Coalinga: The city of Coalinga is currently working with a private contractor to operate its CCF. In August 2012, the Department had begun informal negotiations with the city of Coalinga, but those discussions were curtailed in August 2012.

City of Shafter: The city of Shafter is currently in formal negotiations with CDCR. The Department had been involved in formal negotiations with the city of Shafter when talks terminated in August 2012. The terms of this contract would have required the Department to pay for medical services above and beyond what was going to be provided under the contract with the city of Taft. At the termination of negotiations, the city of Shafter and the Department were attempting to identify a remedy that would have reduced the daily rate and been in line with the Taft agreement.

City of Delano: The city of Delano facility is available and city officials do not appear to be in negotiation with any other agencies at this time. The Department had initiated informal negotiations with the city of Delano, however physical plant improvements and

repairs were needed in order to enter into a formal agreement. The table below are the public and private CCF's in operation statewide.

FACILITY	PUBLIC / PRIVATE	# OF BEDS	STATUS	ANNUAL COST
TAFT	PUBLIC	512	LASD CONTRACT PENDING	\$6,578,460*
SHAFTER	PUBLIC	512	CDCR NEGOTIATIONS	N/A
COALINGA	PUBLIC **	570	AVAILABLE	N/A
DELANO	PUBLIC	570	AVAILABLE	N/A
DESERT VIEW	PRIVATE	500	CDCR CONTRACT	N/A
CENTRAL VALLEY	PRIVATE	625	CDCR CONTRACT	N/A
LEO CHESNEY	PRIVATE	305	CDCR NEGOTIATIONS	N/A
CAI - BOSTON	PRIVATE	120	FEDERAL CONTRACT	N/A
CAI - 35 TH ST.	PRIVATE	483	FEDERAL CONTRACT	N/A
CAL CITY	PRIVATE	2,304	FEDERAL CONTRACT	N/A
ADELANTO	PRIVATE	1,300	FEDERAL CONTRACT	N/A
WESTERN REG.	PRIVATE	700	FEDERAL CONTRACT	N/A

* FY 13-14, assumes December 1st, 2013 start; includes \$475,800 start-up costs

** At the time of informal negotiations, the city intended to operate the facility. It is believed they are now seeking a private entity operate the facility for the city

Should you have any questions, please contact Assistant Sheriff Terri McDonald at (213) 893-5001.

Sincerely,



LERROY D. BACA
SHERIFF



Los Angeles County Sheriff's Department

Increase of M7 Sentence Percentages With Transfer of N3 Inmates to Taft and Fire Camps

Movement Dates	Fire Camp	Taft	Monthly Total	Cumulative Grand Total	M7 ***	ADIP Increase with M7 changes	Parole/Probation Revocation - 100% (from M7) - 20%	M7 - 10%	Males	Females (non-M7)	Notes
October-13	0	0	0	0	480 - 40%		320 - 100% 360 - 20% 70 - 10%	320 - 100% 360 - 20% 70 - 10%			Based on current sentence population and transfer of N3 inmates to begin December 2013
November-13	0	0	0	0	480 - 40%		320 - 100% 360 - 20% 70 - 10%	320 - 100% 360 - 20% 70 - 10%			Based on current sentence population and transfer of N3 inmates to begin December 2013
December-13	80	250	330	330	100 - 100% 380 - 40%	ADIP + 320					M7 inmates sentenced on Sex Crimes, Gang Injunction, Terrorist Threats, Robbery, Stalking, or Violation of Court Order to serve 100%. All other M7s serve 40%.
January-14	0	262	262	592	270 - 100% 210 - 55%	ADIP + 560					M7 inmates sentenced on Sex Crimes, Gang Injunctions, Terrorist Threats, Robbery, Stalking, Violation Court Order, or Assault with a Deadly Weapon serve 100%. All other M7s serve 55%.
February-14	80	0	80	672	270 - 100% 210 - 60%	ADIP + 630					M7 inmates sentenced on Sex Crimes, Gang Injunctions, Terrorist Threats, Robbery, Stalking, Violation Court Order, or Assault with a Deadly Weapon serve 100%. All other M7s serve 60%.
March-14	0	0	0	672	270 - 100% 210 - 60%	ADIP + 630					M7 inmates sentenced on Sex Crimes, Gang Injunctions, Terrorist Threats, Robbery, Stalking, Violation Court Order, or Assault with a Deadly Weapon serve 100%. All other M7s serve 60%.
April-14	80	0	80	752	290 - 100% 210 - 70%	ADIP + 710					M7 inmates sentenced on Sex Crimes, Gang Injunctions, Terrorist Threats, Robbery, Stalking, Violation Court Order, or Assault with a Deadly Weapon serve 100%. All other M7s serve 70%.
May-14	0	0	0	752	290 - 100% 210 - 70%	ADIP + 710					M7 inmates sentenced on Sex Crimes, Gang Injunctions, Terrorist Threats, Robbery, Stalking, Violation Court Order, or Assault with a Deadly Weapon serve 100%. All other M7s serve 70%.
June-14	80	0	80	832	320 - 100% 160 - 75%	ADIP + 820					M7 inmates sentenced on Sex Crimes, Gang Injunctions, Terrorist Threats, Robbery, Stalking, Violation Court Order, or Assault with a Deadly Weapon serve 100%. All other M7s serve 75%.
July-14	0	0	0	832	320 - 100% 160 - 80%	ADIP + 820					M7 inmates sentenced on Sex Crimes, Gang Injunctions, Terrorist Threats, Robbery, Stalking, Violation Court Order, or Assault with a Deadly Weapon serve 100%. All other M7s serve 75%.
August-14	80	0	80	912	320 - 100% 160 - 80%	ADIP + 900					M7 inmates sentenced on Sex Crimes, Gang Injunctions, Terrorist Threats, Robbery, Stalking, Violation Court Order, or Assault with a Deadly Weapon serve 100%. All other M7s serve 80%.
September-14	0	0	0	912	320 - 100% 160 - 85%	ADIP + 900					M7 inmates sentenced on Sex Crimes, Gang Injunctions, Terrorist Threats, Robbery, Stalking, Violation Court Order, or Assault with a Deadly Weapon serve 100%. All other M7s serve 85%.
October-14	80	0	80	992	320 - 100% 160 - 85%	ADIP + 980					M7 inmates sentenced on Sex Crimes, Gang Injunctions, Terrorist Threats, Robbery, Stalking, Violation Court Order, or Assault with a Deadly Weapon serve 100%. All other M7s serve 85%.
November-14	20	0	20	1012	320 - 100% 160 - 85%	ADIP + 980					M7 inmates sentenced on Sex Crimes, Gang Injunctions, Terrorist Threats, Robbery, Stalking, Violation Court Order, or Assault with a Deadly Weapon serve 100%. All other M7s serve 85%.
Total N3 Inmates Transferred	500	512	1012	1012							

Minimum length of time to be served in Taft will be one year
 Assumes population is stable
 Assumes M7 percentages remains stable
 As ADIP decrease, percentage for most severe charges increases



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WILLIAM T FUJIOKA
Chief Executive Officer

October 8, 2013

To: Supervisor Mark Ridley-Thomas, Chairman
Supervisor Gloria Molina
Supervisor Zev Yaroslavsky
Supervisor Don Knabe
Supervisor Michael D. Antonovich

From: William T Fujioka
Chief Executive Officer

A handwritten signature in black ink, appearing to read "W. T. Fujioka", is written over the printed name and title.

Board of Supervisors
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Second District

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Third District

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Fourth District

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Fifth District

AB109 FUNDING OF TAFT COMMUNITY CORRECTIONAL FACILITY CONTRACT TO FACILITATE INCREASING THE PERCENTAGE TIME SERVED BY M-7 INMATES (ITEM NO. 31 AND 32-E, AGENDA OF SEPTEMBER 24, 2013)

On September 24, 2013, the Board of Supervisors received and filed the Sheriff's Department (Sheriff) implementation plan to increase the percentage of time served by locally sentenced M-7 inmates. Given the significant impact that Public Safety Realignment has made on the jail population, the Sheriff indicated that additional jail capacity would be required. The jail beds would be made available through the transfer of non-serious, non-violent, non-sexual (N3) inmates out of local jail beds and into the fire camps and Taft Community Correctional Facility (Taft). During the discussion, Supervisor Yaroslavsky requested the Chief Executive Office (CEO) to report on how the Taft contract would be funded.

We are recommending funding the first year of the Taft contract using the AB109 reserve. The subsequent contract years will be funded from the County's allocation of AB109 "Prior Year Growth" revenue. In the unlikely event that AB109 revenue is insufficient, additional net County cost will be required for the contract.

Background

The Sheriff initially proposed the Taft contract during Fiscal Year (FY) 2012-13 and allocated \$9.4 million within the AB109 budget, anticipating an October 2012 implementation date. However, the proposed contract was eventually referred back to the Sheriff. The Taft funding allocation was subsequently used to offset N3 custodial funding shortfalls. In FY 2013-14, the AB109 Taft allocation was repurposed to mitigate

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the ongoing N3 custody funding shortfalls since the Taft contract was not expected to be submitted to the Board for approval.

AB109 Reserve

During FY 2012-13, the Probation Department (Probation) realized approximately \$10 million in savings due to delays in the hiring process. Probation's FY 2013-14 AB109 budget is sufficiently funded to support ongoing operations and the prior year savings will not be carried over. Instead, Probation's savings will remain in the trust account designated exclusively for AB109 services and will be available as a contingency reserve to any AB109 department that can justify the need for additional funding.

A recommendation will be made during FY 2013-14, as part of the Sheriff's quarterly budget adjustments, to fully fund the Taft contract from the AB109 contingency reserve since this cost was not anticipated during the Supplemental Budget. Until such time, the Sheriff will submit claims for the Taft contract to the CEO and Auditor-Controller, as-is the existing AB109 protocol, and be reimbursed from their current AB109 funding allocation.

AB109 Prior Year Growth Revenue

In 2011, the State Department of Finance (DOF) developed a multi-year AB109 budget based on projected sales and Vehicle License Fee (VLF) revenue. Commencing with FY 2012-13, counties will receive any sales tax and VLF revenue that exceeded the DOF's AB109 budget estimate. This revenue will be received during September/October following the close of the fiscal year. We are recommending that the Taft contract's ongoing costs be funded annually using this revenue source.

WTF:GAM:SW
DT:cc/llm

c: Executive Office, Board of Supervisors
County Counsel
Sheriff
Auditor-Controller
Probation